

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET ON VIOLATION OF SUPERVISED RELEASE

CR No.:	19-3113 JB			USA vs.	PADILLA, et al.		
Date:	3/13/2025			Name of Deft:	Luis Sanchez		
Before the Honorable				James O. Browning			
Time In/Out:	1:41 PM/2:47 PM			Total Time in Court:	1:06		
Clerk:	C. Padilla			Court Reporter:	Jennifer Bean		
AUSA:	Louis Mattei			Defendant's Counsel:	Diego Esquibel		
Sentencing in:	ABQ			Interpreter:	N/A		
Probation Officer:	Robert Vigil			Sworn?	<input type="checkbox"/>	Yes	<input type="checkbox"/> No
Convicted on:	<input checked="" type="checkbox"/> X	Plea	<input type="checkbox"/>	Verdict	As to:	MC, MC Amended and SPC Amended	
Date of Plea/Verdict:	March 13, 2025						
SENTENCE IMPOSED				Imprisonment (BOP): 2 days or time served, whichever is less.			
Supervised Release:	18 months			Probation:	<input type="checkbox"/>		500-Hour Drug Program
SPECIAL CONDITIONS OF SUPERVISION							
<input type="checkbox"/>	No re-entry without legal authorization			<input type="checkbox"/>	Home confinement for ____ months ____ days		
<input type="checkbox"/>	Comply with ICE laws and regulations			<input type="checkbox"/>	Community service for ____ months ____ days		
<input type="checkbox"/>	ICE to begin removal immediately or during sentence			<input type="checkbox"/>	Reside halfway house for		
<input checked="" type="checkbox"/> X	Participate in outpatient substance abuse treatment program			<input type="checkbox"/>	Register as sex offender		
<input type="checkbox"/>	Participate in mental health program			<input type="checkbox"/>	Participate in sex offender treatment program		
<input checked="" type="checkbox"/> X	No alcohol			<input type="checkbox"/>	Possess no sexual material		
<input checked="" type="checkbox"/> X	Submit to search of person/property			<input type="checkbox"/>	No computer with access to online services		
<input checked="" type="checkbox"/> X	No contact with victim(s) and/or co-Deft(s)			<input type="checkbox"/>	No contact with children under 18 years		
<input type="checkbox"/>	No entering, or loitering near, victim's			<input type="checkbox"/>	No volunteering where children supervised		
<input type="checkbox"/>	Provide financial information			<input type="checkbox"/>	Restricted from occupation with access to		
<input type="checkbox"/>	Grant limited waiver of confidentiality			<input type="checkbox"/>	No loitering within 100 feet of school yards		
<input checked="" type="checkbox"/> X	<p>OTHER:</p> <p>--You shall waive your right of confidentiality and allow the treatment provider to release treatment records to the probation officer and sign all necessary releases to enable the probation officer to monitor your progress. The probation officer may disclose the presentence report, any previous substance abuse evaluations and/or other pertinent treatment records to the treatment provider.</p> <p>--You must submit to substance abuse testing to determine if you have used a prohibited substance. Testing shall not exceed more than 60 test(s) per year. Testing may include urine testing, the wearing of a sweat patch, and/or any form of prohibited substance screening or testing. You must not attempt to obstruct or tamper with the substance abuse testing methods. You may be required to pay all, or a portion, of the costs of the testing.</p> <p>--You must participate in the Remote Alcohol Detection Program for a period of 6 months, using</p>						

mobile breath-alcohol concentration detection technology, and must abide by all technology requirements. You are to refrain from any use of alcoholic beverages. Testing shall not exceed more than 4 test(s) per day. You must follow all program rules and may be required to pay all or part of the costs of participation in the alcohol monitoring program, including equipment loss or damage, as directed by the Court and/or the officer.					
--You must not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances (e.g., synthetic cannabinoids, synthetic cathinones, etc.) that impair your physical or mental functioning, whether or not intended for human consumption.					
Fine: \$	N/A		Restitution: \$	N/A	
SPA: \$	N/A (\$100 as to each Count)		Payment Schedule:	Due Immediately	Waived
OTHER:					
X	Advised of Right to Appeal		Waived Appeal Rights per Plea Agreement		
	Held in Custody		Voluntary Surrender		
	Recommended place(s) of incarceration:				
	Dismissed Counts:				
OTHER COMMENTS		<p>Court outlines basis for violation and explains charges to Defendant – Defendant represents he understands the charges. Court asks USPO if violation would make revocation mandatory? USPO informs does not. Court states maximum possible penalties. Upon Court's inquiry, defense counsel represents Defendant will admit to MC, MC Amended, and SPC Amended. AUSA will dismiss controlled substance violation. USPO concurs with the Government. Defendant sworn; Court conducts plea colloquy as to violation; Defendant admits - defense counsel concurs in the guilty plea to same. AUSA declines to provide further factual basis to support allegations as to violation. Defendant and defense counsel acknowledge Govt.'s case could be proven by hearing. Upon Court's inquiry, AUSA, agrees that supervision should be revoked, defense counsel and Defendant do not agree. Court concludes that the Defendant has voluntarily, knowingly, intelligently and understandingly admitted to violation, accepts the guilty plea and finds Deft. has violated the conditions of supervised release. Defense counsel addresses-requests that if the court is going forward with the violation that his client be revoked and that he be reinstated to a term of supervised release for a year. Defendant allocutes. AUSA addresses Court, requests a guideline sentence; USPO requests 3-month custody term with 18 months supervised release. Court announces sentence – provides findings to support imposition of special conditions.</p>			